



43

DECLARATION

As below-named inventors, we hereby declare that:

Our residences, post office addresses, and citizenships are as stated below under our names. We believe we are original, first and joint inventors of the invention entitled:

COMPOSITIONS AND METHODS FOR THE TREATMENT AND DIAGNOSIS OF BREAST CANCER

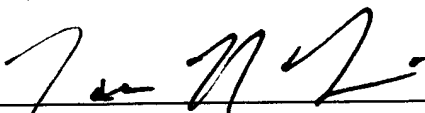
which is described and claimed in the specification and claims of continuation-in-part Patent Application No. 09/534,825, as filed in the United States Patent and Trademark Office on March 23, 2000 ("this application") for which a patent is sought. We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under 35 U.S.C. § 365(c) of any PCT international application(s) designating the United States of America, as listed below ("the parent applications").

Type of Application	U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Attorney Docket Number
CIP	09/429,755	October 28, 1999	210121.419C6
CIP	09/289,198	April 9, 1999	210121.419C5
CIP	09/062,451	April 17, 1998	210121.419C4
CIP	08/991,789	December 11, 1997	210121.419C3
CIP	08/838,762	April 9, 1997	210121.419C2
CIP	PCT/US97/00485	January 10, 1997	210121.419PC
CIP	08/700,014	August 20, 1996	210121.419C1
	08/585,392	January 1, 1996	210121.419

We acknowledge our duty to disclose information of which we are aware which is material to the patentability and examination of this application in accordance with 37 C.F.R. § 1.56(a), including material information which occurred between the filing date of said earlier-filed applications and the filing date of the C-I-P application.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.



Tony N. Frudakis

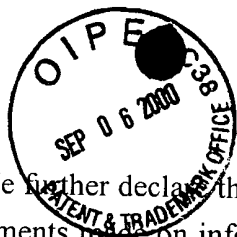
Date 8/16/00
Residence : City of Sarasota, County of Manatee
State of Florida
Citizenship : United States of America
P.O. Address : 7937 Broadmoor Pines Blvd.
Sarasota, Florida 34243

John M. Smith

Date _____
Residence : City of Everett, County of Snohomish
State of Washington
Citizenship : United States of America
P.O. Address : 208 – 116th Place SE
Everett, Washington 98208

Steven G. Reed

Date _____
Residence : City of Bellevue, County of King
State of Washington
Citizenship : United States of America
P.O. Address : 2843 – 122nd Place NE
Bellevue, Washington 98005



We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Tony N. Frudakis

Date _____

Residence : City of Sarasota, County of Manatee
State of Florida

Citizenship : United States of America

P.O. Address : 7937 Broadmoor Pines Blvd.
Sarasota, Florida 34243

John M. Smith

Date _____

Residence : City of Everett, County of Snohomish
State of Washington

Citizenship : United States of America

P.O. Address : 208 – 116th Place SE
Everett, Washington 98208



Steven G. Reed

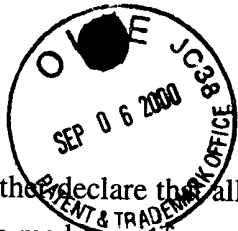
Steven G. Reed

Date 1 Aug '00

Residence : City of Bellevue, County of King
State of Washington

Citizenship : United States of America

P.O. Address : 2843 – 122nd Place NE
Bellevue, Washington 98005



We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Tony N. Frudakis

Date _____
Residence : City of Sarasota, County of Manatee
State of Florida
Citizenship : United States of America
P.O. Address : 7937 Broadmoor Pines Blvd.
Sarasota, Florida 34243



John M. Smith

Date 08-09-2000
Residence : City of Columbia Heights, County of Anoka
State of Minnesota
Citizenship : United States of America
P.O. Address : 1101 Pierce Ter NE
Columbia Heights, MN 55421

Steven G. Reed

Date _____
Residence : City of Bellevue, County of King
State of Washington
Citizenship : United States of America
P.O. Address : 2843 - 122nd Place NE
Bellevue, Washington 98005

Lynda E. Misher
Lynda E. Misher

Date 8/2/00

Residence : City of Seattle, County of King
State of Washington

Citizenship : United States of America

P.O. Address : 6251 53rd Avenue N.E.
Seattle, Washington 98115

Marc W. Retter
Marc W. Retter

Date August 2, 2000

Residence : City of Carnation, County of King
State of Washington

Citizenship : United States of America

P.O. Address : 33402 NE 43rd Place
Carnation, Washington 98014

Davin C. Dillon
Davin C. Dillon

Date 8/1/00

Residence : City of Issaquah, County of King
State of Washington

Citizenship : United States of America

P.O. Address : 18112 NW Montreux Drive
Issaquah, Washington 98027

ASSIGNMENT

WHEREAS, we, Tony N. Frudakis, John M. Smith, Steven G. Reed, Lynda E. Misher, Marc W. Retter, and Davin C. Dillon (hereinafter referred to as ASSIGNORS), having post office addresses of 7937 Broadmoor Pines Blvd., Sarasota, Florida 34243; 208 – 116th Place SE, Everett, Washington 98208; 2843 – 122nd Place NE, Bellevue, Washington 98005; 6251 53rd Avenue N.E., Seattle, Washington 98115; 33402 NE 43rd Place, Carnation, Washington 98014; and 18112 NW Montreux Drive, Issaquah, Washington 98027, respectively, are the joint inventors of an invention entitled “COMPOSITIONS AND METHODS FOR THE TREATMENT AND DIAGNOSIS OF BREAST CANCER,” as described and claimed in the specification forming part of a continuation-in-part application for United States letters patent which was filed on March 23, 2000 and assigned Application No. 09/534,825; which application is a continuation-in-part of U.S. Application No. 09/429,755, filed October 28, 1999; which application is a continuation-in-part of U.S. Application No. 09/289,198, filed April 9, 1999; which application is a continuation-in-part of U.S. Application No. 09/062,451, filed April 17, 1998; which application is a continuation-in-part of U.S. Application No. 08/991,789, filed December 11, 1997 which applications are pending; this application is a continuation-in-part of U.S. Application No. 08/838,762, filed April 9, 1997 now abandoned; which application claims priority from International Patent Application No. PCT/US97/00485, filed January 10, 1997 which application is converted; and is a continuation-in-part of U.S. Application No. 08/700,014, filed August 20, 1996 now pending; which application is a continuation-in-part of U.S. Application No. 08/585,392, filed January 1, 1996, which application is abandoned.

WHEREAS, Corixa Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Delaware having a place of business at 1124 Columbia Street, Suite 200, Seattle, Washington 98104, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions,

reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

Date 8/16/00 Tony N. Frudakis
State of FLORIDA)
County of SARASOTA) ss.

I certify that I know or have satisfactory evidence that Tony N. Frudakis is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

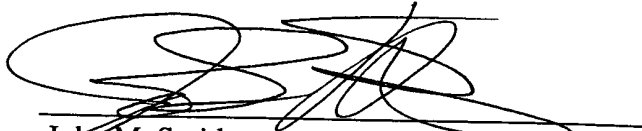
Dated _____

Signature of
Notary Public _____

Printed Name _____

My appointment expires _____

08-09-2000
Date


John M. Smith

State of Minnesota)

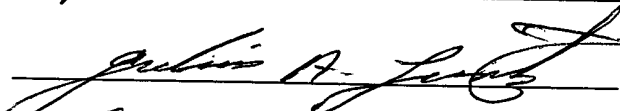
County of Anoka)

ss.

I certify that I know or have satisfactory evidence that John M. Smith is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated 8-9-2000

Signature of
Notary Public

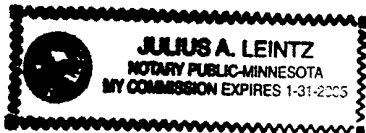


Printed Name

JULIUS A. LEINTZ

My appointment expires

1-31-2005



Date

Steven G. Reed

State of _____)

County of _____)

ss.

I certify that I know or have satisfactory evidence that Steven G. Reed is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated _____

Signature of
Notary Public

Printed Name

My appointment expires

Date John M. Smith

State of _____)
_____) ss.
County of _____)

I certify that I know or have satisfactory evidence that John M. Smith is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated _____
Signature of
Notary Public _____
Printed Name **DEIRDRE I. BRYAN**
My appointment expires _____

1 Aug '00
Date _____
Washington
State of _____)
King) ss.
County of _____)

I certify that I know or have satisfactory evidence that Steven G. Reed is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated August 1, 2000
Signature of Deirdre I. Bryan
Notary Public **DEIRDRE I. BRYAN**
Printed Name _____
My appointment expires 9/1/02

Date 8/2/00 Lynda E. Misher
Lynda E. Misher
State of Washington)
County of King) ss.

I certify that I know or have satisfactory evidence that Lynda E. Misher is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated August 2, 2000
Signature of Deirdre I. Bryan
Notary Public **DEIRDRE I. BRYAN**
Printed Name
My appointment expires 9/1/02

Date August 2, 2000 Marc W. Retter
Marc W. Retter
State of Washington)
County of King) ss.

I certify that I know or have satisfactory evidence that Marc W. Retter is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated August 2, 2000
Signature of Deirdre I. Bryan
Notary Public **DEIRDRE I. BRYAN**
Printed Name
My appointment expires 9/1/02

8/1/00
Date
State of Washington)
County of King) ss.
Davin C. Dillon

I certify that I know or have satisfactory evidence that Davin C. Dillon is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated August 1, 2000
Signature of Notary Public Deirdre L. Bryan
Printed Name **DEIRDRE L. BRYAN**
My appointment expires 9/1/02